

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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COMPLAINT CASE NO. 0128 OF 2021

Sh. Karnail Singh, (9876944476)
S/o Sh. Chhanga Singh,
New Azad Nagar, Ferozpur City.

...Complainant

Versus

Public Information Officer,
O/o XEN –cum- Mining Officer,
Ferozpur.

...Respondent

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

Present None on behalf of both the parties.

ORDER

This order may be read with reference to previous order dated 20-05-2021.

2. The Respondent-PIO is absent. However, a letter No.1555-56/12-M, dated 20-05-2021 is received in the Commission from him stating therein that the requisite information has already been supplied to the complainant vide their letter No.1523-24/12-M, dated 18-05-2021. The letter is taken on record.
3. The complainant is absent for the 02nd time consecutively without any intimation to Commission. It is presumed that he has received the demanded information and he is satisfied with the same.
4. This is a Complaint Case. Therefore, at this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme Court of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.
5. An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

Contd...2/p

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-02-

COMPLAINT CASE NO. 0128 OF 2021

6. In view of the above, the case is ordered to be **disposed of and closed**. Copies of the order be sent to the parties.

Chandigarh
03-08-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 0517 OF 2021

Shri Paramjit Singh, (8968785583)
R/o House No. 83, Mohalla Ahluwalia,
Mukerian, District Hoshiarpur-144211

...Appellant

Versus

Public Information Officer,
O/o Deputy Superintendent of Police,
Mukerian, District Hoshiarpur.

First Appellate Authority
O/o Director General of Police,
Punjab, Chandigarh.

... Respondents

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

Present None for the Appellant
Sh. Rajinder Singh, ASI, for Respondents.

ORDER

This order may be read with reference to the previous order dated 20-05-2021.

2. The Respondent states that pursuant to Commission orders dated 20-05-2021, information containing 12 pages has again been supplied to the Appellant on 24-03-2021. The Respondent-PIO further says that original Affidavit, duly attested by the Public Notary has also been supplied to the appellant by registered post vide their letter dated 21-07-2021 with a copy to Commission.

3. The appellant is absent for the 02nd time consecutively without any intimation to Commission. It is presumed that he has received the demanded information along with original affidavit from the respondents and he is satisfied with the same.

4. In light of above, the case is ordered to be **disposed of and closed**. Copies of order may be sent to the parties.

Chandigarh
03-08-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner